

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF : Eivind Berg

FOR : **SENSOR ARRANGEMENT FOR
SEISMIC WAVES**

SERIAL NO. : 10/501,128

FILED : July 9, 2004

LAST OFFICE ACTION : UNKNOWN

EXAMINER : UNKNOWN

GROUP ART UNIT : UNKNOWN

ATTORNEY DOCKET NO. : 21649.26545
Customer #26781

Akron, Ohio 44311-4407
December 29, 2004

CERTIFICATE OF MAILING

I hereby certify that this **RESPONSE TO NOTICE OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371** is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop: MAIL STOP Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the following date.

Dec 29, 2004
Date

Shelly L. Davis
Shelly L. Davis

RESPONSE TO NOTICE TO FILE CORRECTED APPLICATION PAPERS

MAIL STOP: Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Missing Requirements mailed December 6, 2004, , applicant re-submits the signed Declaration and Power of Attorney previously submitted on October 13, 2004. Also enclosed is a copy of the acknowledgment card post marked October 15, 2004, as being received by the U.S. Patent and Trademark Office.

Applicant has met the requirements for acceptance under 37 U.S.C. 371 and hereby requests prosecution for this application to proceed.

Respectfully yours,

BROUSE MCDOWELL

Dec. 29, 2004
Date

Telephone No.: (330) 535-5711
Fax No.: (330) 253-8601

Timothy D. Bennett
Timothy D. Bennett
Reg. No. 42,312
Customer #26781

PCT



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/501,128	Eivind Berg	21649.26545

Timothy D Bennett
 Brouse McDowell
 106 S Main Street
 Suite 500
 Akron, OH 44308-1471



INTERNATIONAL APPLICATION NO.	
PCT/NO03/00408	
I.A. FILING DATE	PRIORITY DATE
12/09/2003	12/09/2002

CONFIRMATION NO. 7879
 371 FORMALITIES LETTER



OC000000014667903

Date Mailed: 12/06/2004

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 07/09/2004
- Copy of the International Search Report filed on 07/09/2004
- Information Disclosure Statements filed on 07/09/2004
- Small Entity Statement filed on 07/09/2004
- U.S. Basic National Fees filed on 07/09/2004
- Priority Documents filed on 07/09/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

SHELBY J VIGIL

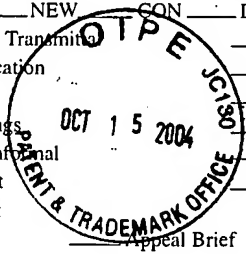
Telephone: (703) 305-3653

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/501,128	PCT/NO03/00408	21649.26545

FORM PCT/DO/EO/905 (371 Formalities Notice)

Applicant(s) _____ Docket No. 4160545
 Serial No. 1470143 Filing Date July 9 2004 Atty. THORNTON
 Title Method for processing a file
 Mailed Oct 15 2004 Due Date 10/15/04 Exp. Mail EL975276729US
 (☒) Patent Application (☐ NEW ☐ CON ☐ DIV ☐ CIP ☐ CPA ☐ PROV) ☐ PCT
 _____ New Application Transmittal _____ Declaration/Power of Attorney
 _____ Pages of Specification _____ Assignment & Cover Sheet
 _____ Claims _____ IDS & PTO 1449 with references
 _____ Sheets of Drawings _____ Issue Fee Transmittal
 _____ Formal _____ Inf. Final _____ Main Fee Transmittal
 _____ Pages of Abstract _____ Letter Off. Draftsman
 _____ Pages of Request
 () _____ Notice of Appeal _____ Appeal Brief
 () _____ Amendment/Response _____ Extension of Time
 _____ Transmittal
 () Certificate of Correction
 () Missing Parts Response w/Form PTO-1533
 () Trademark/Service App. _____ Use _____ ITU
 _____ Specimens _____ Stmt. of Use
 _____ Extn. _____ Opposition
 (☒) Other _____



RECEIPT ACKNOWLEDGED
EL975276729US

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PATENT

Attorney's Docket No. 21649.26545

COMBINED DECLARATION AND POWER OF ATTORNEY
(ORIGINAL, DESIGN, NATIONAL STAGE OF PCT, SUPPLEMENTAL, DIVISIONAL,
CONTINUATION OR CIP)

As a below named inventor, I hereby declare that this declaration is of the following type: (check one applicable item below)

☐ original☐ design☐ supplemental

[NOTE: If the declaration is for an International Application being filed as a divisional, continuation or continuation-in-part application do not check next item; check appropriate one of last three items.]

☒ national stage of PCT

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[NOTE: If one of the following 3 items apply then complete and also attach ADDED PAGES FOR DIVISIONAL, CONTINUATION OR CIP.]

- ☐ divisional
- ☐ continuation
- ☐ continuation-in-part (CIP)

INVENTORSHIP IDENTIFICATION

[WARNING: If the inventors are each not the inventors of all the claims an explanation of the facts, including the ownership of all the claims at the time the last claimed invention was made, should be submitted.]

My residence, post office address and citizenship are as stated below next to my name, I believe I am the original, first and sole inventor or an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SENSOR ARRANGEMENT FOR SEISMIC WAVES

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SPECIFICATION IDENTIFICATION

The specification of which: (complete (a), (b) or (c))

(a) ☐ is attached hereto.(b) ☐ was filed on _____, Serial No. 0 / _____, by Express Mail No. _____; or☐ was filed on June 9, 2004, Serial No. not yet know, by Express Mail No. _____; or as(c) ☒ was described and claimed in PCT International Application No. PCT/NO03/00408 filed on 8 December 2003 and as amended under PCT Article 19 on _____ (if any).

[NOTE: Amendments filed after the original papers are deposited with the PTO which contain new matter are not accorded a filing date by being referred to in the declaration. Accordingly, the amendments involved are those filed with the application papers or, in the case of a supplemental declaration, are those amendments claiming matter not encompassed in the original statement of invention or claims. See 37 CFR 1.67.]

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

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I acknowledge the duty to disclose to the Office all information known to the person to be material to patentability as defined in § 1.56.

☐ In compliance with this duty there is attached an information disclosure statement, 37 CFR 1.97.

CLAIM PRIORITY TO FOREIGN APPLICATION

I hereby claim foreign priority benefits under Title 35, United States Code, 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed.

(complete (d) or (e))

(d) ☐ no such applications have been filed.

(e) ☒ such applications have been filed as follows.

[NOTE: Where item (c) is entered above and the International Application which designated the U.S. claimed priority check item (e), enter the details below and make the priority claim.]

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**EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

COUNTRY	APPLICATION No.	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 USC 119
	PCT/NO03/00408	9 DEC 2003	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO
			<input type="checkbox"/> YES <input type="checkbox"/> NO

**ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION**

Norwegian Patent Application No. 20025896, dated 9 December 2002

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CLAIM PRIORITY OF PROVISIONAL APPLICATION

I hereby claim domestic priority benefits under Title 37, Code of Federal Regulations § 1.78 (a)(3)-(4) of any provisional application(s) filed in accordance with Title 35, United States Code § 111(b) and Title 37, Code of Federal Regulations § 1.51(a)(2) and § 1.53(b)(2).

(complete (f) or (g))

(f) ☒ no such provisional applications have been filed.

(g) ☐ such provisional applications have been filed as follows:

[NOTE: Where item (g) is entered above, enter the details below and make the priority claim.]

DOMESTIC (PROVISIONAL) APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS PRIOR TO THIS NON-PROVISIONAL U.S. APPLICATION

PROVISIONAL APPLICATION SERIAL NO.	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 CFR § 1.78(a)(4)
		<input type="checkbox"/> YES <input type="checkbox"/> NO
		<input type="checkbox"/> YES <input type="checkbox"/> NO
		<input type="checkbox"/> YES <input type="checkbox"/> NO
		<input type="checkbox"/> YES <input type="checkbox"/> NO

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CLAIM PRIORITY OF NON-PROVISIONAL APPLICATION

I hereby claim domestic priority benefits under Title 37, Code of Federal Regulations § 1.78 (a)(1)-(2) of any non-provisional application(s) filed in accordance with Title 35, United States Code § 111(b) and Title 37, Code of Federal Regulations § 1.51(a)(2) and § 1.53(b)(2).

(complete (f) or (g))

(f) ☒ no such non-provisional applications have been filed.

(g) ☐ such non-provisional applications have been filed as follows:

[NOTE: Where item (g) is entered above, enter the details below and make the priority claim.]

DOMESTIC (NON-PROVISIONAL) APPLICATION(S), IF ANY, FILED WITHIN 12 MONTHS PRIOR TO THIS NON-PROVISIONAL U.S. APPLICATION

NON-PROVISIONAL APPLICATION SERIAL NO.	DATE OF FILING (day, month, year)	PRIORITY CLAIMED UNDER 37 CFR § 1.78(a)(1)-(2)
		<input type="checkbox"/> YES <input type="checkbox"/> NO
		<input type="checkbox"/> YES <input type="checkbox"/> NO
		<input type="checkbox"/> YES <input type="checkbox"/> NO
		<input type="checkbox"/> YES <input type="checkbox"/> NO

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POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Timothy D. Bennett, Esq.

42,312

(check the following item, if applicable)

☐ Attached as part of this declaration and power of attorney is the authorization of the above-named attorney(s) to accept and follow instructions from my representative(s).

SEND CORRESPONDENCE TO

Timothy D. Bennett
Brouse McDowell, LPA
106 S. Main Street, Ste. 500
Akron, Ohio 44308-1471

DIRECT TELEPHONE CALLS TO:

Timothy D. Bennett

Phone: (330) 535-5711

Facsimile: (330) 253-8601

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DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

SIGNATURE

Full name of sole or first inventor:

Eivind Berg

Date:

1/9-04

Inventor's signature:

Eivind Berg

Country of Citizenship:

NORWAY

Residence:

Väretröa 75, N-7054 Trondheim, Norway

Post Office Address:

Väretröa 75, N-7054 Trondheim, Norway

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CHECK PROPER BOX(ES) FOR ANY OF THE FOLLOWING ADDED PAGE(S) WHICH FORM A PART OF THIS DECLARATION

☐ Signature for third and subsequent joint inventors.

Number of pages added: _____

☐ Signature by administrator (trix), executor (trix) or legal representative for deceased or incapacitated inventor.

Number of pages added: _____

☐ Signature for inventor who refuses to sign or cannot be reached by person authorized under 37 CFR 1.47.

Number of pages added: _____

☐ Added pages to combined declaration and power of attorney for divisional, continuation, or continuation-in-part (CIP) application.

Number of pages added: _____

☐ Authorization of attorney(s) to accept and follow instructions from representative

If no further pages form a part of this Declaration then end this Declaration with this page and check the following item.

☒ This declaration ends with this page.